IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

Bail Appl..No. 1959 of 2007()

CRIME NO. 67 OF 2007 OF VALAYAR POLICE STATION

APPLICANT/ACCUSED NO.17

C.SASIKUMAR, AGED 46 YEARS,
S/O CHELLAN, CHENGATH HOUSE,
KOYYAMARAKKAD, GANDHI NAGAR,
KANJIKKODE, PALAKKAD.

BY ADV. SRI.P.VIJAYA BHANU
SRI.PRASUN.S

RESPONDENTS: COMPLAINANT - STATE

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 1959 of 2007

DATED: 30-03-2007

O R D E R

Petitioner who is the 17th accused in Crime No. 67 of 2007 of Walayar Police Station for offences punishable under Sections 143, 147, 148, 323, 324, 326, 341, 307, 120 B and 109 read with Sec. 149 I.P.C. and Sections 27 of the Arms Act , 1959, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. The occurrence took place at about 11 p.m. on 17-3-2007 during which 22 assailants including the petitioner are alleged to have assailed three persons with swords, iron rods etc.

4. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer and then to have his application for regular bail ordered by the Magistrate concerned. Accordingly, the petitioner shall surrender

before the Investigating Officer either on 4-4-2007 or on 7-4-2007 for the purpose of custodial interrogation and recovery of incriminating materials, if any. Thereafter the petitioner shall be produced before the Magistrate on the same day having jurisdiction. The Magistrate shall consider and dispose of the application, if any, filed by the petitioner for regular bail preferably on the same day on which it is filed.

This petition is disposed of as above.

V.RAMKUMAR, JUDGE

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